IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

WP(Crl.).No. 202 of 2007(S)

PETITIONER:

NOUSHAD, AGED 33 YEARS,
S/O.VALIYAKATH MOOTHATTIL ABDU,
VENMENAD AMSOM, PAVARATTY, THRISSUR.

BY ADV. SRI.P.SANTHOSH (PODUVAL)
SMT.R.RAJITHA

RESPONDENTS:
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1. CIRCLE INSPECTOR OF POLICE, PONNANI.

2. SUPERINTENDENT OF POLICE,
MALAPPURAM.

3. CIRCLE INSPECTOR OF POLICE,
CHAVAKKAD.

4. HANEEFA, VILAKKERY HOUSE,
MARANCHERY POST, MALAPPURAM DISTRCT.

5. SHAJANAS, KOUURATH HOUSE,
NEAR THIRUVATHIRA SCHOOL, CHAVAKKAD.

6. CHACHU, AGED 24, W/O.NOUSHAD,
VALIYAKATH MOOTHATTIL HOUSE,
VENMANAD AMSOM, PAVARATTY,

7. MOHAMMED NAZIM NOUSHAD,
S/O.NOUSHAD, VALIYAKATH MOOTHATTIL HOUSE,
VENMANAD AMSOM, PAVARATTY.

8. NIYA NOUSHAD,
MINOR DAUGHTER OF THE PETITIONER AGED 2 YEARS.

R1 to R3 BY GOVT.PLEADER SRI V.T.K.MOHANAN

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 05/09/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1 TRUE COPY OF REPRESENTATION SUBMITTED BY PETITIONER'S BEFORE THE INDIAN EMBASSY ON 22/4/2007.

EXT.P2 TRUE COPY OF FORWARDING LETTER DTD. 23/4/2007 SENT BY INDIAN EMBASSY TO THE 2ND RESPONDENT.

EXT.P3 TRUE COPY OF COMMUNICATION SENT BY THE 2ND RESPONDENT ON 9/7/2007 TO THE PETITIONER.

P.R.RAMAN & V.K.MOHANAN, JJ.

W.P.(Crl)NO.202 OF 2007

Dated this the 4th day of September, 2007

JUDGMENT

Raman, J.

The alleged detenu, Chachu, appeared before us. She stated that she is residing at Thenkassy in a rented house arranged by her father, her child is also admitted in the school and she is not under the illegal custody of anybody as alleged. We are satisfied from the interaction with her that she is not under the illegal custody as alleged. Leaving open the right of the petitioner to approach the Family Court, this habeas corpus petition is closed.

P.R.RAMAN,
Judge.

V.K.MOHANAN,
Judge.

kcv.